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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No.: CR 09-0764 VRW
	)	
Plaintiff,	)	
	)	
v.	)	STIPULATION AND <del>PROPOSED</del> ORDER
	)	EXCLUDING TIME UNDER THE SPEEDY
JOSE RODRIGUEZ-ANTECON,	)	TRIAL ACT, 18 U.S.C. § 3161
	)	
Defendant.	)	
	)	

On August 20, 2009, the parties made their initial appearance before the Court. At that time the parties agreed and the Court ordered that this matter be continued until September 17, 2009, to afford adequate preparation of counsel and assure continuity of counsel. The parties agree that, taking into account the public interest in prompt disposition of criminal cases, good cause exists for this extension.

The defendant also agrees to exclude for this period of time any time limits applicable under 18 U.S.C. § 3161. The parties represented that granting the continuance was the

reasonable time necessary for continuity of counsel and effective preparation. 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agreed that the ends of justice served by granting such a continuance outweighed the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

SO STIPULATED:

JOSEPH P. RUSSONIELLO  
United States Attorney

DATED: August 24, 2009

/s/  
BENJAMIN P. TOLKOFF  
Assistant United States Attorney

DATED: August 24, 2009

/s/  
JODI LINKER  
Attorney for JOSE RODRIGUEZ-ANTECON

~~PROPOSED~~ ORDER

For the reasons stated above, the Court finds that the continuation of this matter from August 20, 2009 to September 17, 2009, is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161 (h)(7)(A). The failure to grant the requested continuance would deny the defendant effective preparation of counsel, and would result in a miscarriage of justice. 18 U.S.C. §3161(h)(7)(B)(iv).

IT IS SO ORDERED.

DATED: 9/10/2009

